

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

June 19, 2014

5:30 P.M.

AGENDA

Present: Mayor James Calnon, Councilors Rachelle Armstrong (W1), Mike Kelly (W2), Dale Dowdle (W3), Paul O'Connell (W4), Becky Kasper (W5), Joshua Kretser (W6)

Absent:

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: That the Minutes of the regular meeting of the Common Council held on June 5, 2014 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor _____; Seconded by Councilor _____

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the weeks ending June 11, 2014 in the amount of \$_____ and June 18, 2014 in the amount of \$_____ are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor _____; Seconded by Councilor _____

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the weeks of June 5 – June 18, 2014
- Report from the Building Inspector's office June 16, 2014
- Statement from the City Clerk's Office of all monies received during the month of May 2014 in the total amount of \$15,033.82

RESOLVED: That the reports as listed are hereby ordered received and placed on file among the public records of the City Clerk's Office.

By Councilor _____; Seconded by Councilor _____

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None

5. **AUDIT OF CLAIMS:**

RESOLVED: That the bills Audited by the Common Council for the weeks ending June 13, 2014 in the amount of \$_____ and June 20, 2014 in the amount of \$_____ are authorized and allowed and the Mayor and City Clerk are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor _____; Seconded by Councilor _____

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

6. **PERSONS ADDRESSING COUNCIL:**

7. **OTHER ITEMS:**

A. RESOLVED: In accordance with the request therefore the Common Council approves closing the section of US Route 9 (Margaret Street) between Hyde Avenue to the south and Miller Street to the north for railroad crossing rehabilitation. CP Rail/CM project no. 114-109

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

B. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to process a 2013 property tax credit for payment to Lake City Properties LLC in the amount of \$5,472.86 for an overcharge in the calculation of omitted City and County taxes on its property at 4907 South Catherine Street. The omitted property taxes for the period prior to January 1st, 2013, were calculated based on an incorrect assessment value and are being corrected through return of the overcharge of City and County property taxes to the owner.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

C. THE MAYOR HANDS DOWN THE APPOINTMENT OF SHIRLEY O'CONNELL TO THE LIBRARY BOARD FOR THE TERM OF JUNE 19, 2014 TO JUNE 30, 2017.

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

D. THE MAYOR HANDS DOWN THE APPOINTMENT OF RICHARD SCHAEFER TO THE LIBRARY BOARD FOR THE TERM OF JUNE 19, 2014 TO JUNE 30, 2019.

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

E. THE MAYOR HANDS DOWN THE REAPPOINTMENT OF ALEX INSLEY TO THE LIBRARY BOARD FOR THE TERM OF JUNE 30, 2014 TO JUNE 30, 2019.

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

F. RESOLVED: In accordance with the request therefore the Common Council approves MLD to accept PLM's proposal for \$30,000 to perform an ARC Flash Circuit analysis on the Plattsburgh City grid.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

G. RESOLVED: In accordance with the request therefore the Common Council approves City Clerk Sylvia Parrotte to refund Patricia Larnered (Gramps Funnel Cakes) \$35 Vendor Fee because after applying for the permit she decided not to Vend during the Mayor's Cup events.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

H. RESOLVED: In accordance with the request therefore the Common Council approves Contract # 2014-21 "Instrumentation-Water Pollution Control Plant/Water Filtration Plant" be awarded to Total Control System Services, Inc. for the total lump sum price of \$36,212 and that the Mayor be authorized to sign the Maintenance Service Agreement for this work.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

I. RESOLVED: In accordance with the request therefore the Common Council approves correcting adjustment to water and sewer Accounts Receivables to reflect amounts that are, legally and practically impossible to collect.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

J. RESOLVED: In accordance with the request therefore the Common Council approves the Mayor to sign the SEQR Finding and Negative Declaration for the Saranac River Trail.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

K. SARANAC RIVER TRAIL SUNY RE-ROUTE

WHEREAS, by Common Council Resolution dated June 18, 2009, the Mayor of the City of Plattsburgh was authorized to apply to the State of New York Office of General Services for the transfer and conveyance of an easement in and over certain lands of the State University of New York at Plattsburgh (hereinafter "SUNY") for the purposes of a Multi-Use Path Construction Project (hereinafter "Saranac River Trail"); and

WHEREAS, the easement was subsequently granted and the portion of the Saranac River Trail in and over certain lands of SUNY was constructed; and

WHEREAS, in the spring of 2014, a washout occurred on a portion of the Saranac River Trail in and over certain lands of SUNY in an area adjacent to the Saranac River; and

WHEREAS, the City of Plattsburgh and SUNY desire to re-route and re-construct this washed out portion of the Saranac River Trail in a route depicted in a sketch plan prepared by the City Engineer and SUNY; and

WHEREAS, the Common Council has determined this re-route to be an unlisted action pursuant to SEQRA and has reviewed the short form Environmental Assessment Form and has issued a negative declaration.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Common Council hereby authorizes the Mayor of the City of Plattsburgh to enter into a Revocable Permit Agreement and to request from the State University of New York a Revocable Permit in order to re-reroute and re-construct this washed out portion of the Saranac River Trail and to request the State University of New York to request an amendment of the existing easement agreement from the State of New York Office of General Services for the Saranac River Trail to allow for the re-route as depicted in the sketch plan referenced above but understanding that such a request to the Office of General Services shall require the City of Plattsburgh to provide the State University of New York with a final instrument survey map depicting the location of the new portion of the trail and a legal description of said location prepared by the licensed land surveyor who prepares the final instrument survey map; and

IT IS FURTHER RESOLVED, that the Common Council hereby authorizes the Mayor of the City of Plattsburgh to enter into a Revocable Permit Agreement and to request from the State University of New York a Revocable Permit in order to re-reroute and re-construct this washed out portion of the Saranac River Trail and to request the State University of New York to request an amendment of the existing easement agreement from the State of New York Office of General Services for the Saranac River Trail to allow for the re-route as depicted in the sketch plan referenced above but understanding that such a request to the Office of General Services shall require the City of Plattsburgh to provide the State University of New York with a final instrument survey map depicting the location of the new portion of the trail and a legal description of said location prepared by the licensed land surveyor who prepares the final instrument survey map; and

IT IS FURTHER RESOLVED, that the Common Council hereby authorizes the Mayor of the City of Plattsburgh and the City Engineer to apply for any necessary permits, and complete any associated grading or site work associated with this re-route of the Saranac River Trail.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

L. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to revise capital project H3410.33, 2008 Champlain Valley Transportation Museum, for cost increases of \$100,000 authorized under contract #2014-14GC approved at the Common Council meeting on June 5th, 2014. The project cost increases will be funded equally from a \$50,000 NYS Empire State Development Grant and matching funding from the Champlain Valley Transportation Museum.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

M. RESOLVED: In accordance with the request therefore the Common Council approves the Champlain Valley Horse Association to hold the "1st Annual Community Flea Market" at the Farmers Market Building on Saturday, October 18, 2014 from 9am to 3pm.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

N. RESOLVED: In accordance with the request therefore the Common Council approves Plattsburgh High School to have its annual Homecoming Parade on Saturday, September 27, 2014 at 1:00 PM. The parade route would begin at Stafford Middle School continue up Rugar Street, then down Adirondack Lane onto Clifford Drive and finally down Angell Drive towards cafeteria.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Carpenter, Tiffer, Rabideau, Calnon, Case, Jackson

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

O. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to adjust the 2014 budget for the recovery of police academy costs in the form of overtime and personal clothing & equipment expenditures from receipt of \$20,000 in March and April of 2014 for police fees from participating agencies as per the attached details.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

P. RESOLVED: In accordance with the request therefore the Common Council approves the Municipal Lighting Department be permitted to proceed with the write-off of unpaid final bills for the period January 1, 2013 to January 31, 2013 in the amount of \$5,120.20. The percentage of write-offs for this period is .24%.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

Q. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to increase the 2014 budget for the cost of unbudgeted River Walk expenditures of \$2,400 to be appropriated from the General Fund Unassigned Fund Balance as per the attached budget adjustment memo.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

R. RESOLVED: In accordance with the request therefore the Common Council approves Contract # 2014-23 "2014 City Street Paving" be awarded to Northern Snow & Dirt for the total amount of \$105,995.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

S. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to renew the City's Property, Casualty and Liability insurance coverage with Trident Insurance through the Marshall & Sterling Agency at the premium rate of \$249,676 for the period July 6th, 2014, through July 6th, 2015.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

T. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to renew the City's Workers' Compensation insurance coverage with NYS Workers' Compensation Alliance through the Marshall & Sterling Agency at the premium rate of \$502,339 for the period July 1st, 2014, through June 30th, 2015.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

U. RESOLVED: In accordance with the request therefore the Common Council approves Club Caribbean to hold a “Street Jam Carnival” on August 30, 2014 from 2:00pm -6 pm blocking off a section of Rugar Street from Memorial Hall to Hood Hall.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O’Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

8. TRAVEL REQUEST:

A. RESOLVED: In accordance with the request therefore the Common Council approves Wastewater Treatment Plant Operator trainee Eric Bertrand to attend certification classes to obtain his operations license in Morrisville, NY from September 7 – October 24, 2014. The total estimated cost is \$5,715.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O’Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

B. RESOLVED: In accordance with the request therefore the Common Council approves Water Treatment Plant Operator Evan McDonald to attend certification classes in Kenmore, NY from October 5 – 17, 2014. The total estimated cost is \$3,313.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Armstrong, Kelly, Dowdle, O’Connell, Kasper, Kretser

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

9. RESOLUTIONS FOR INITIAL CONSIDERATION:

1. Construction loan for Phase II of Catherine Gardens.

10. NEW BUSINESS:

11. CLOSING PUBLIC COMMENTS:

Motion to Adjourn by Councilor _____; Seconded by Councilor _____
Roll call Councilors Armstrong, Kelly, Dowdle, O'Connell, Kasper, Kretser

MEETING ADJOURNED: _____